

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
CENTRAL DIVISION**

JESSIE LEE FARMER, JR.  
ADC #166000

PLAINTIFF

V. No. 4:20CV00859-KGB-JTR

JAMES FLOWERS, Kitchen  
Supervisor; and JOHN DOE,  
Disciplinary Hearing Officer

DEFENDANTS

**ORDER**

Plaintiff Jessie Lee Farmer, Jr. is incarcerated in the Ouachita River Unit of the Arkansas Division of Correction (“ADC”). On July 21, 2020, he filed this *pro se* § 1983 Complaint, along with a motion for leave to proceed *in forma pauperis*, in the United States District Court for the Western District of Arkansas. *Docs. 1 & 2.* On July 22, 2020, the case was transferred to this District. *Doc. 3.*

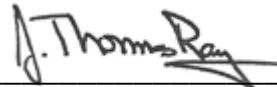
In his Complaint, Farmer challenges a disciplinary conviction he received on December 15, 2017, at the ADC’s Wrightsville Unit. He is challenging *this same disciplinary* in another pending § 1983 case: *Farmer v. Flowers*, E.D. Ark. Case No. 4:20cv209-KGB-JTR (Case No. 4:20cv209). On June 3, 2020, the Court recommended that Case No. 4:20cv209 be dismissed for failure to prosecute. *Id.*,

*doc.* 4. That recommendation is still pending, and the case has not yet been dismissed.<sup>1</sup>

The Court will withdraw the June 3, 2020 Recommended Disposition in Case No. 4:20cv209. The Clerk is directed: (1) to docket Farmer's new § 1983 Complaint (*Doc. 1*) as an "Amended Complaint" in Case No. 4:20cv209; and (2) to docket Farmer's motion for leave to proceed *in forma pauperis* (*Doc. 2*) in Case No. 4:20cv209.

By separate document, the Court will recommend that Farmer's Complaint in this new § 1983 action (Case No. 4:20cv859-KGB-JTR) be dismissed, without prejudice, as raising claims that are duplicative of those that are pending in Case No. 4:20cv209-KGB-JTR.

IT IS SO ORDERED this 18<sup>th</sup> day of August, 2020.



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UNITED STATES MAGISTRATE JUDGE

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<sup>1</sup>Farmer incorrectly believes that Case No. 4:20cv209 has been dismissed. *Doc. 1 at 1.*